

SOLICITATION/CONTRACT/ORDER FOR COMMERCIAL ITEMS OFFEROR TO COMPLETE BLOCKS 12, 17, 23, 24, & 30				1. REQUISITION NUMBER 4200510263		PAGE OF 1 7		
2. CONTRACT NO.		3. AWARD/ EFFECTIVE DATE	4. ORDER NUMBER		5. SOLICITATION NUMBER NNK14510263Q		6. SOLICITATION ISSUE DATE 04/23/2014	
7. FOR SOLICITATION INFORMATION CALL:		a. NAME Allen Miller			b. TELEPHONE NUMBER (No collect calls) 321-867-3308		8. OFFER DUE DATE/LOCAL TIME 05/09/2014 1630 LT	
9. ISSUED BY NASA/John F. Kennedy Space Center Office of Procurement MAIL CODE OP KENNEDY SPACE CENTER FL 32899			CODE KSC	10. THIS ACQUISITION IS <input checked="" type="checkbox"/> UNRESTRICTED OR <input type="checkbox"/> SET ASIDE: % FOR: <div style="display: flex; justify-content: space-between;"> <div> <input type="checkbox"/> SMALL BUSINESS <input type="checkbox"/> HUBZONE SMALL BUSINESS <input type="checkbox"/> SERVICE-DISABLED VETERAN-OWNED SMALL BUSINESS </div> <div> <input type="checkbox"/> WOMEN-OWNED SMALL BUSINESS (WOSB) ELIGIBLE UNDER THE WOMEN-OWNED SMALL BUSINESS PROGRAM <input type="checkbox"/> EDWOSB <input type="checkbox"/> 8(A) </div> <div> NAICS: 511210 SIZE STANDARD: \$35.5 </div> </div>				
11. DELIVERY FOR FOB DESTINATION UNLESS BLOCK IS MARKED <input type="checkbox"/> SEE SCHEDULE		12. DISCOUNT TERMS		<input checked="" type="checkbox"/> 13a. THIS CONTRACT IS A RATED ORDER UNDER DPAS (15 CFR 700) 13b. RATING DO-C9		14. METHOD OF SOLICITATION <input checked="" type="checkbox"/> RFQ <input type="checkbox"/> IFB <input type="checkbox"/> RFP		
15. DELIVER TO NASA/Kennedy Space Center NASA Transportation Officer/Receiving Bldg. M6-0744 Kennedy Space Center FL 32899			CODE KSC	16. ADMINISTERED BY NASA/Kennedy Space Center Office of Procurement MAIL CODE OP KENNEDY SPACE CENTER FL 32899				
17a. CONTRACTOR/ OFFEROR		CODE	FACILITY CODE	18a. PAYMENT WILL BE MADE BY				CODE
TELEPHONE NO.				<input type="checkbox"/> 17b. CHECK IF REMITTANCE IS DIFFERENT AND PUT SUCH ADDRESS IN OFFER 18b. SUBMIT INVOICES TO ADDRESS SHOWN IN BLOCK 18a UNLESS BLOCK BELOW IS CHECKED <input type="checkbox"/> SEE ADDENDUM				
19. ITEM NO.	20. SCHEDULE OF SUPPLIES/SERVICES			21. QUANTITY	22. UNIT	23. UNIT PRICE	24. AMOUNT	
	This solicitation is a sole source acquisition notice for commercial items prepared in accordance with FAR Subpart 12.6, as supplemented with additional information included in this notice. This announcement constitutes the only solicitation; offers are being requested and a written solicitation will not be issued. Kennedy Space Center (KSC) has a requirement for Annual FLOW-3D licenses and maintenance. This notice is being issued as a Sole Source Request <i>(Use Reverse and/or Attach Additional Sheets as Necessary)</i>							
25. ACCOUNTING AND APPROPRIATION DATA						26. TOTAL AWARD AMOUNT (For Govt. Use Only)		
<input type="checkbox"/> 27a. SOLICITATION INCORPORATES BY REFERENCE FAR 52.212-1, 52.212-4, FAR 52.212-3 AND 52.212-5 ARE ATTACHED. ADDENDA <input type="checkbox"/> ARE <input type="checkbox"/> ARE NOT ATTACHED. <input type="checkbox"/> 27b. CONTRACT/PURCHASE ORDER INCORPORATES BY REFERENCE FAR 52.212-4, FAR 52.212-5 IS ATTACHED. ADDENDA <input type="checkbox"/> ARE <input type="checkbox"/> ARE NOT ATTACHED.								
<input type="checkbox"/> 28. CONTRACTOR IS REQUIRED TO SIGN THIS DOCUMENT AND RETURN COPIES TO ISSUING OFFICE. CONTRACTOR AGREES TO FURNISH AND DELIVER ALL ITEMS SET FORTH OR OTHERWISE IDENTIFIED ABOVE AND ON ANY ADDITIONAL SHEETS SUBJECT TO THE TERMS AND CONDITIONS SPECIFIED.					<input type="checkbox"/> 29. AWARD OF CONTRACT: _____ OFFER DATED _____. YOUR OFFER ON SOLICITATION (BLOCK 5), INCLUDING ANY ADDITIONS OR CHANGES WHICH ARE SET FORTH HEREIN, IS ACCEPTED AS TO ITEMS:			
30a. SIGNATURE OF OFFEROR/CONTRACTOR				31a. UNITED STATES OF AMERICA (SIGNATURE OF CONTRACTING OFFICER)				
30b. NAME AND TITLE OF SIGNER (Type or print)			30c. DATE SIGNED	31b. NAME OF CONTRACTING OFFICER (Type or print)		31c. DATE SIGNED		
				Allen J. Miller				

19. ITEM NO.	20. SCHEDULE OF SUPPLIES/SERVICES	21. QUANTITY	22. UNIT	23. UNIT PRICE	24. AMOUNT
	<p>for Quotation to Flow Science, Inc., Santa Fe, NM for the following:</p> <p>Line Item 1: FLOW-3D License with 3 solver tokens including maintenance, with two tokens upgraded to SMP parallel. P/N FLOW3D LIC W/3 SOLVER TOKENS INCL MTC, W</p> <p>Line Item 2: FLOW-3D/MP License with one SMP solver token and 15 rank tokens. P/N FLOW3D/MP LIC W/1 SMP SOLVER TOKEN & 15</p> <p>FLOW-3D software is currently used for thermal flow modeling in support of the Launch Services Program (LSP). NASA has designed and developed models and processes using the FLOW-3D software. The acquisition of any other software would entail unacceptable technical risk to the program by introducing incompatibilities with existing data, simulations, models, and processes that would require years of redevelopment and would impact schedules. Flow Science is the only authorized source of the FLOW-3D software.</p> <p>Delivery of the FLOW-3D licenses and tokens are due no later than June 27, 2014. Period of performance for the FLOW-3D software is June 30, 2014 to June 29, 2015. Quotation must reflect that the delivery date and period of performance</p> <p>Continued ...</p>				

32a. QUANTITY IN COLUMN 21 HAS BEEN

☐ RECEIVED ☐ INSPECTED ☐ ACCEPTED, AND CONFORMS TO THE CONTRACT, EXCEPT AS NOTED: _____

32b. SIGNATURE OF AUTHORIZED GOVERNMENT REPRESENTATIVE		32c. DATE	32d. PRINTED NAME AND TITLE OF AUTHORIZED GOVERNMENT REPRESENTATIVE	
32e. MAILING ADDRESS OF AUTHORIZED GOVERNMENT REPRESENTATIVE			32f. TELEPHONE NUMBER OF AUTHORIZED GOVERNMENT REPRESENTATIVE	
			32g. E-MAIL OF AUTHORIZED GOVERNMENT REPRESENTATIVE	
33. SHIP NUMBER	34. VOUCHER NUMBER	35. AMOUNT VERIFIED CORRECT FOR	36. PAYMENT	37. CHECK NUMBER
<input type="checkbox"/> PARTIAL <input type="checkbox"/> FINAL			<input type="checkbox"/> COMPLETE <input type="checkbox"/> PARTIAL <input type="checkbox"/> FINAL	
38. S/R ACCOUNT NUMBER	39. S/R VOUCHER NUMBER	40. PAID BY		
41a. I CERTIFY THIS ACCOUNT IS CORRECT AND PROPER FOR PAYMENT		42a. RECEIVED BY (<i>Print</i>)		
41b. SIGNATURE AND TITLE OF CERTIFYING OFFICER		41c. DATE		42b. RECEIVED AT (<i>Location</i>)
		42c. DATE REC'D (YY/MM/DD)		42d. TOTAL CONTAINERS

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	<p>can be met.</p> <p>Evaluation criteria are technical acceptability and overall lowest cost. It is critical that offerors provide adequate detail to allow evaluation of their offer. (SEE FAR 52.212-1(b)).</p> <p>Offers for the items(s) described above are due by May 16, 2013, 4:30 PM (EST) via email to allen.j.miller@nasa.gov and kristina.irastorza@nasa.gov.</p> <p>Interested organizations may submit their written quotation or written detailed capabilities and qualifications to perform the effort in writing to the identified point of contact no later than 4:30 PM EST on May 16, 2013. Such detailed capabilities and qualifications must demonstrate in writing the ability to meet this requirement and will be evaluated solely for the purpose of determining whether or not to conduct this procurement on a competitive basis. A determination by the Government not to compete this proposed effort on a full and open competition basis, based upon responses to this notice, is solely within the discretion of the Government.</p> <p>Questions must be received in writing (email) by 12:00 PM EST on May 8, 2014, to the identified point of contacts.</p> <p>All responsible sources may submit an offer which shall be considered by the agency.</p> <p>Oral communications are not acceptable in response to this notice. All responsible sources may submit an offer which shall be considered by the agency.</p> <p>An ombudsman has been appointed -- See NASA Specific Note "B".</p> <p>The provisions and clauses in the RFQ are those in effect through FAC 2005-72.</p> <p>Continued ...</p>				

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	<p>The NAICS Code and the small business size standard for this procurement are 511210, \$35,500,000 respectively. The offeror shall state in their offer their size status for this procurement.</p> <p>The DPAS rating for this procurement is DO-C9.</p> <p>Offers must include solicitation number, FOB destination to KSC, proposed delivery schedule, discount/payment terms, warranty duration (if applicable), taxpayer identification number (TIN), identification of any special commercial terms, and be signed by an authorized company representative.</p> <p>Offerors must include completed copies of the provision at 52.212-3, Offeror Representations and Certifications - Commercial Items with their offer. These may be obtained via the internet at URL: http://prod.nais.nasa.gov/eps/Templates/Commercial_Greater_Than_25K.doc. These representations and certifications will be incorporated by reference in any resultant contract.</p> <p>Prospective offerors shall notify this office of their intent to submit an offer. It is the offeror's responsibility to monitor the following Internet site for the release of solicitation amendments (if any): http://prod.nais.nasa.gov/cgi-bin/eps/bizops.cgi?g_r=D&pin=76 . Potential offerors will be responsible for downloading their own copy of this combination synopsis/solicitation and amendments (if any).</p> <p>If the end product(s) offered is other than domestic end product(s) as defined in the clause entitled "Buy American Act -- Supplies," the offeror shall so state and shall list the country of origin.</p> <p>Offerors shall provide the information required by FAR 52.212-1 (July 2013), Instructions to Offerors-Commercial, which is incorporated by reference. In accordance with FAR 52.212-1(Mk), Continued ...</p>				

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	<p>the Contractor shall be registered within the Sam.gov database. The Contractor may register via the Internet at URL: https://www.sam.gov/portal/public/SAM/</p> <p>52.227-19 Commercial Computer Software License. (DEC 2007)</p> <p>52.247-34 F.o.b. Destination. (NOV 1991)</p> <p>1852.215-84 Ombudsman. (NOV 2011)</p> <p>1852.225-70 Export Licenses. (FEB 2000)</p> <p>1852.237-73 Release of Sensitive Information. (JUN 2005)</p> <p>FAR 52.212-4 (SEPT 2013), Contract Terms and Conditions-Commercial Items is applicable.</p> <p>52.212-5 Contract Terms and Conditions Required to Implement Statutes or Executive Orders - Commercial Items. (JAN 2014)</p> <p>52.222-50, Combating Trafficking in Persons (FEB 2009) (22 U.S.C. 7104(g)).</p> <p>52.233-3, Protest After Award (AUG 1996) (31 U.S.C. 3553).</p> <p>52.233-4, Applicable Law for Breach of Contract Claim (OCT 2004) (Pub. L. 108-77, 108-78).</p> <p>52.204-10, Reporting Executive Compensation and First-Tier Subcontract Awards (JUL 2014) (Pub. L. 109-282) (31 U.S.C. 6101 note).</p> <p>52.209-6, Protecting the Government's Interest When Subcontracting with Contractors Debarred, Suspended, or Proposed for Debarment (AUG 2013) (31 U.S.C. 6101 note).</p> <p>52.209-10, Prohibition on Contracting with Inverted Domestic Corporations (MAY 2012) (section 738 of Division C of Pub. L. 112-74, section 740 of Division C of Pub. L. 111-117, section 743 of Division D of Pub. L. 111-8, and Continued ...</p>				

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	<p>section 745 of Division D of Pub. L. 110-161).</p> <p>52.219-28, Post Award Small Business Program Representation (JUL 2013) (15 U.S.C. 632(a)(2)).</p> <p>52.222-3, Convict Labor (JUN 2003) (E.O. 11755).</p> <p>52.222-19, Child Labor-Cooperation with Authorities and Remedies (JAN 2014) (E.O. 13126).</p> <p>52.222-21, Prohibition of Segregated Facilities (FEB 1999).</p> <p>52.222-26, Equal Opportunity (MAR 2007) (E.O. 11246).</p> <p>(31) 52.222-36, Affirmative Action for Workers with Disabilities (OCT 2010) (29 U.S.C. 793).</p> <p>(38) 52.223-18, Encouraging Contractor Policies to Ban Text Messaging While Driving (AUG 2011). (E.O. 13513).</p> <p>[X] (40) (i) 52.225-3, Buy American Act-Free Trade Agreements-Israeli Trade Act (NOV 2012) (41 U.S.C. chapter 83, 19 U.S.C. 3301 note, 19 U.S.C. 2112 note, 19 U.S.C. 3805 note, 19 U.S.C. 4001 note, Pub. L. 103-182, 108-77, 108-78, 108-286, 108-302, 109-53, 109-169, 109-283, 110-138, 112-41, 112-42, and 112-43).</p> <p>(42) 52.225-13, Restrictions on Certain Foreign Purchases (JUN 2008) (E.O.'s, proclamations, and statutes administered by the Office of Foreign Assets Control of the Department of the Treasury).</p> <p>(End of clause)</p> <p>INSTRUCTIONS TO OFFERORS - COMMERCIAL ITEMS</p> <p>52.212-1 Instructions to Offerors - Commercial Items. (JUL 2013)</p> <p>Continued ...</p>				

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	<p>52.252-1 Solicitation Provisions Incorporated by Reference. (FEB 1998)</p> <p>This solicitation incorporates one or more solicitation provisions by reference, with the same force and effect as if they were given in full text. Upon request, the Contracting Officer will make their full text available. The offeror is cautioned that the listed provisions may include blocks that must be completed by the offeror and submitted with its quotation or offer. In lieu of submitting the full text of those provisions, the offeror may identify the provision by paragraph identifier and provide the appropriate information with its quotation or offer. Also, the full text of a solicitation provision may be accessed electronically at this/these address(es): [http://www.acquisition.gov/far/]</p> <p>(End of provision)</p> <p>1852.233-70 Protests to NASA. (OCT 2002) INCO TERMS 2: DEST</p>				
001	FLOW3D LIC W/3 SOLVER TOKENS INCL MTC, W				
002	FLOW3D/MP LIC W/1 SMP SOLVER TOKEN & 15				